

DOCKET FILE COPY ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

In the matter of)
Amendment of Section 73.202 (b),) MM Docket No. _____
Table of Allotments)
FM Broadcast Stations) RM- _____
(Adams, Massachusetts))

MAY 01 2003
FEDERAL COMMUNICATIONS COMMISSION

PETITION FOR RULEMAKING

To the Chief, Allocations Branch:

Dana J. Puopolo ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated.

2. Petitioner proposes the Commission allot FM channel 255A to Adams, Massachusetts as its first commercial FM service. This would require amending Section 73.202(b) of the Commission's rules as follows:

| <u>Community</u> | <u>Present</u> | <u>Proposed</u> |
|----------------------|----------------|-----------------|
| Adams, Massachusetts | - | 255A |


3. Adams is an incorporated Town located in Berkshire County, Massachusetts. In 2000, the United States Census Bureau estimated Adams had a population of 5,784 persons. Since WCDC-TV, Channel 19 has long been licensed to Adams, it qualifies as a community for allotment purposes.

4. FM channel 255A can be assigned to Adams in full compliance with the Commission's minimum distance separation requirements. This is illustrated in the attached spacing study. Coordinates used are N 42:37:12, W 73:08:12 and are located approximately 1 Km SW of the community. This site restriction is necessary to prevent a short spacing with station WORC-FM, Webster, MA. Petitioner is confident he can find a suitable transmitter site for this allotment if it is assigned as proposed.

5. Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to activate channel 255A if it is assigned to Adams as proposed. If his application is granted, he shall promptly construct and operate the proposed station.

6. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully submitted,


Dana J. Puopolo
2134 Oak St., Unit C
Santa Monica, CA 90405
April 26, 2003

No. of Copies rec'd 014
List A B C D E
MB 03-76

FM spacing study Channel 255A, Adams, MA

| CHAN | FREQ | CALL | LOCATION | | DIST | REQ | CLEAR | COMMENT |
|-------|------|---------|-------------|----|------|-----|-------|----------------|
| 252A | 98.3 | WILI-FM | WILLIMANTIC | CT | 129 | 31 | 98 | |
| 252A | 98.3 | WHAI | GREENFIELD | MA | 41 | 31 | 10 | |
| 252A | 98.3 | WTRY-FM | ROTTERDAM | NY | 77 | 31 | 46 | |
| 253B | 98.5 | WBMX | BOSTON | MA | 161 | 69 | 92 | |
| 253A | 98.5 | WCKM-FM | LAKE GEORGE | NY | 102 | 31 | 71 | MOVING TO 256A |
| 253A | 98.5 | WCTW | CATSKILL | NY | 74 | 31 | 43 | |
| 254B | 98.7 | WRKS | NEW YORK | NY | 219 | 113 | 106 | |
| 254A | 98.7 | WOQL | WINCHESTER | NH | 74 | 72 | 2 | |
| 254A | 98.7 | WNLC | EAST LYME | CT | 163 | 72 | 91 | |
| 254B | 98.7 | WLZW | UTICA | NY | 176 | 113 | 63 | |
| 255C1 | 98.9 | WOKO | BURLINGTON | VT | 203 | 200 | 3 | |
| 255A | 98.9 | WORC-FM | WEBSTER | MA | 115 | 115 | 0 | |
| 256A | 99.1 | WCKM-FM | LAKE GEORGE | NY | 102 | 72 | 30 | |
| 256B | 99.1 | WPLM-FM | PLYMOUTH | MA | 214 | 113 | 101 | |
| 256A | 99.1 | WNNH | HENNIKER | NH | 136 | 72 | 64 | |
| 256B | 99.1 | WPLR | NEW HAVEN | CT | 134 | 113 | 21 | |
| 257A | 99.3 | WFRD | HANOVER | NH | 134 | 31 | 103 | |
| 258B | 99.5 | WRVE | SCHENECTADY | NY | 70 | 69 | 1 | |
| 258B | 99.5 | WKLK-FM | LOWELL | MA | 158 | 69 | 89 | |

Notes:

All distances are in kilometers.

Only stations clearing by less than 110 km are shown.

